IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SEVENTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 4501 of 2001

Between:

Smt. P. Dyva Leela W/o. Sri P. Prasanna Kumar, Secretary,
Grade Assistant, Lutheran High School, Peddapuram, East Godavari District.

..... PETITIONER

AND

1 Regional Joint Director of School Education, Mehatnagar, Kakinada, East Godavari District.
2 District Educational Officer, Main Road, Kakinada, E.G.District.
3 Andhra Evengelical Lutheran Church, an Educatiional Society, registered under the
Societies Registration Act, Bradipet, Guntur.
4 The Correspondent/HeadMaster, Lutheran High School, Main Road,
Peddapuram, East Godavari District.
5 Sri K.Z.M. Santiraz, working as B.Ed.Assistant, Lutheran High School, Main Road, Peddapuram, E.G.District.
6 Smt. T. Ramya Ratnam W/o. KZM Santiraz
working as B.Ed.Assistant at Whiteker Girls High School, Samalkot, East Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any writ, order or direction more particularly one in the nature of Writ of Mandamus declaring that the impugned orders passed by the First Respondent in RC No.1753 A2/2000 dated 31-1-2001 under which the First Respondent approved the illegal promotion dated 31-10-1998 given by the Third Respondent to the Respondent no.5 as B.Ed. Assistant and the impugned order in RC No.1753 A2/2000 dated 20-1-2001 showing the Respondent No.5 as senior to petitioner illegally and the impugned order of the First Respondent in Rc No.61 A2/2000 dated 28-1-2001 approving the illegal promotion dated 20-10-2000 given by the third

Respondent to the Respondent No.6 as B.Ed Assistant as illegal, arbitrary, capricious, violative of principles of natural justice and also violative principles of seniority and in abuse of the discretionary powers vested in the First Respondent under the peculiar circumstances of the case and consequently to set aside the said orders and direct the Respondent No.3 to give promotion to her as B.Ed. Assistant with effect from 31-10-1998 protecting her seniority with all attendant financial benefits within the time stipulated by this Hon'ble Court or to pass any other order or orders

Counsel for the Petitioner:SMT.N.(P).ANJANA DEVI, SATYANARAYANA

Counsel for the Respondent No.: GP FOR SCHOOL EDUCATION

The Court made the following :

O R D E R:

The learned counsel for the petitioner Smt.Anjanadevi seeks permission of this Court to withdraw the writ petition.

Permission is accorded. The writ petition is accordingly dismissed as withdrawn. No costs.

17.09.2004

Note:

c.c.by 21.09.2004

B/o

tjs

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 Regional Joint Director of School Education, Mehatnagar, Kakinada, East Godavari District.
2 District Educational Officer, Main Road, Kakinada, E.G.District.
3. 2CCs to the G.P.For Services, High Court of A.P., Hyderabad.

4.2CD copies.